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pro hac vice application pending

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Foundation, and Sierra Club

11
12 IN THE UNITED STATES DISTRICT COURT

13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 SAN FRANCISCO DIVISION

15 CENTER FOR BIOLOGICAL DIVERSITY,)

KENTUCKY ENVIRONMENTAL)

FOUNDATION, and SIERRA CLUB,)

16 Plaintiffs,)

17 v.)

18 RURAL UTILITIES SERVICE, a federal agency)
19 within the United States Department of Agriculture,)

20 Defendant.)

Case No. 08-1240-EMC

DECLARATION OF MARIANNE
DUGAN IN SUPPORT OF
PLAINTIFFS' RESPONSE TO
MOTION TO TRANSFER VENUE

21 I, Marianne Dugan, declare as follows:

22 1. I am one of the two counsel of record for the plaintiffs in this case, and I make
23

24 MARIANNE DUGAN, Attorney at Law
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1 this declaration in support of Plaintiffs' Response to Motion to Transfer Venue. I make the
2 statements in this declaration based upon my personal knowledge. I am competent to testify to
3 the matters stated herein.

4 2. My office is located in Eugene, Oregon. Eugene is a much costlier and lengthier
5 flight away from D.C. than from San Francisco. There are now daily direct flights from Eugene
6 to San Francisco, taking an hour and a half; whereas travel to D.C. from Eugene generally
7 requires three airplanes, twice the airfare, and four times the travel time.

8 3. In my experience, after than the initial filing fee, travel to oral argument is often
9 the most expensive case cost for plaintiffs in APA cases.

10 4. In my experience, the administrative record is generally provided now in CD-
11 ROM format.

12 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the
13 United States of America that the foregoing is true and correct.

14 Executed at Eugene, Oregon, on June 6, 2007.

15 /s/ Marianne Dugan
16 Marianne Dugan
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